

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Ingoglia offered the following:

Amendment to Amendment (609638) (with title amendment)

Between lines 199 and 200 of the amendment, insert:

Section 9. Subsection (1) of section 101.131, Florida Statutes, is amended to read:

101.131 Watchers at polls.—

(1) Each political party and each candidate may have one watcher in each polling room or early voting area at any one time during the election. A political committee formed for the specific purpose of expressly advocating the passage or defeat of an issue on the ballot may have one watcher for each polling room or early voting area at any one time during the election. A

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14 ~~No~~ watcher may not ~~shall be permitted to~~ come closer to the
15 officials' table or the voting booths than is reasonably
16 necessary to properly perform his or her functions, but is ~~each~~
17 ~~shall be~~ allowed within the polling room or early voting area to
18 watch and observe the conduct of electors and officials. The
19 poll watchers shall furnish their own materials and necessities
20 and may ~~shall~~ not obstruct the orderly conduct of any election.
21 The poll watchers shall pose any questions regarding polling
22 place procedures directly to the clerk for resolution. They may
23 not interact with voters. Each poll watcher must ~~shall~~ be a
24 qualified and registered elector of the county in which he or
25 she serves, except that a political party of the state may
26 designate a qualified and registered elector of the state to
27 serve as a poll watcher in any county.

28 Section 10. Section 104.0616, Florida Statutes, is amended
29 to read:

30 104.0616 Vote-by-mail ballots and voting; violations.—

31 (1) For purposes of this section, the term "immediate
32 family" means a person's spouse or the parent, child,
33 grandparent, or sibling of the person or the person's spouse.

34 (2) Any person who provides or offers to provide, and any
35 person who accepts, a pecuniary or other benefit in exchange for
36 distributing, ordering, requesting, collecting, delivering, or
37 otherwise physically possessing any ~~more than two~~ vote-by-mail
38 ballots, except ~~per election in addition to~~ his or her own

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39 ballot, ~~or~~ a ballot belonging to an immediate family member, or
40 ~~except~~ as provided in ss. 101.6105-101.694, commits a
41 misdemeanor of the first degree, punishable as provided in s.
42 775.082, s. 775.083, or s. 775.084.

43 Section 11. Subsection (17) is added to section 901.15,
44 Florida Statutes, to read:

45 901.15 When arrest by officer without warrant is lawful.—A
46 law enforcement officer may arrest a person without a warrant
47 when:

48 (17) There is probable cause to believe that a person has
49 committed a violation involving a vote-by-mail ballot as
50 provided in s. 104.0616.

51
52 -----

T I T L E A M E N D M E N T

53 Remove line 234 of the amendment and insert:
54 amending s. 101.131, F.S.; revising requirements for
55 eligibility to serve as a poll watcher; amending s.
56 104.0616, F.S.; prohibiting a person from providing,
57 offering to provide, or accepting a pecuniary or other
58 benefit in exchange for distributing, ordering,
59 requesting, collecting, delivering, or otherwise
60 physically possessing any vote-by-mail ballot;
61 providing exceptions; providing a penalty; amending s.
62 901.15, F.S.; authorizing a law enforcement officer to
63

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64 | arrest a person without a warrant when probable cause
65 | exists that the person committed a specified violation
66 | involving a vote-by-mail ballot; providing effective
67 | dates.

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